

**Spencer Town Council Regular Meeting  
February 6<sup>th</sup> 2012 at 7 p.m.  
Municipal Building  
90 N. West Street  
Spencer, IN 47460**

Board Members present: John Stantz, Dean Bruce, and Cynthia Hyde

Also present: Clerk-Treasurer Cheryl Moke, Town Attorney Richard Lorenz, Street Supt. Larry Parrish, Sewage Dept. Supt. Shelley Edwards, Trooper Allen Deel, Denise Shaw, and Sheila Reeves

**MEETING WAS OPENED WITH THE PLEDGE TO THE AMERICAN FLAG**

**IN THE MATTER OF APPROVAL OF MINUTES FOR January 17<sup>th</sup> 2012 REGULAR MEETING**

**Jon Stantz made a motion to accept the minutes as written, seconded by Dean Bruce. The motion passed 3-0**

**IN THE MATTER OF PUBLIC ISSUES**

Cynthia Hyde recognized that Chase Levy and Boy Scout Troop 284 were present to observe.

Spencer Christian Church requested three handicap accessible spaces for Sunday only on the east side of their church at 157 S. Montgomery. Richard Lorenz recommended that one of the spots be dedicated to handicap parking at all times.

**Jon Stantz made a motion that Larry Parrish work with Mike Harvey to allow the use of these three spots as handicapped accessible for use by the Christian Church. The motion was seconded by Dean Bruce and passed 3-0.**

ISP Trooper Allen Deel, President of Spencer FOP Lodge 183, presented an Event Registration form for May 12, 2012 for the Community Appreciation Cookout and CRR/Motorcycle Show on the Owen County Court House square. In conjunction with this event, he requested the close of Market from Main to Washington, and Main and Washington, from Franklin to Market. He also requested that along Washington, it be closed to Jefferson Street. The event will run from 9 a.m. to 4:30 p.m. Washington Street would be kept open during post office hours, and can be utilized afterwards.

**Jon Stantz made a motion to approve the event registration, seconded by Dean Bruce. The motion passed 3-0.**

Jon Stantz next informed the Board that INDOT notified him that there would be a ground-breaking ceremony scheduled for March 8<sup>th</sup> for the Franklin Street Extension Project. He requested that the council members, town attorney, and the department heads attend. The ceremony will be held at the intersection by the CVS.

**IN THE MATTER OF THE POLICE DEPARTMENT**

Richard Foutch stated that the County Sheriff's department has decided to go digital on their radios. In order to continue communication, the police department will need to go to digital as well. The cost of these additional radios will range from \$9,600 to \$12,000.

Officer Foutch also requested that Tim Sargent be added to the reserve officer roster.

**Jon Stantz made a motion to accept the recommendation to add Tim Sargent to the reserve roster. The motion was seconded by Dean Bruce and it passed 3-0.**

Richard Lorenz informed the Board of the proposed ordinance, currently under review, prohibiting the sale or possession of substances containing synthetic cannabinoids and mephedrone will be suspended until further notice.

**IN THE MATTER OF THE STREET DEPARTMENT**

Nothing new to report. Mr. Parrish stated that they are maintaining as usual.

**IN THE MATTER OF THE SEWER DEPARTMENT**

Three sewer adjustments were requested. The adjustments for 320 W. Franklin and 358 S. Main Street were presented for the amounts of \$266.88 and \$116.76 respectively. The adjustment request for 826 West Highway 46 was tabled pending further review.

**Jon Stantz made a motion to approve the leak adjustments for 320 W. Franklin and 358 S. Main Street in the amounts presented, and to table the adjustment request for 826 West Highway 46 pending further review. Cynthia Hyde seconded the motion, and it passed 3-0.**

Shelly Edwards reported that they had an inspection by the State and shared the results with the Board. He said the deficiencies were primarily due to paperwork procedures and not due to measurements and testing procedures.

**IN THE MATTER OF THE BUILDING DEPT**

Sheila Reeves reported on the Building Dept activity for the month of January. She reported that there were 2 building permits issued for the town, and 6 for the county. She also reported that there were 33 inspections for the county and 5 for the town. She stated that she has had no phone calls for the town of Spencer. If there were inspections needing to be made, they contacted Bob Bandy directly, and he made the inspections.

Next Billy Roberts addressed the Board. He stated he had no problem in getting things done, and he was usually able to complete his work in the morning, clock out, and go about his own business. (Sheila stated that Billy was averaging 15-20 hours per week.)

Next issue up for discussion was when Bobby Bandy’s employment officially ends with the town. After discussion, it was decided that he would receive February pay, plus accrued vacation.

**Jon Stantz made a motion to allow Bobby Bandy to stay on as a town employee through the end of February to further assist the County building inspector during the transition. The motion was seconded by Dean Bruce and passed 3-0.**

**IN THE MATTER OF THE FIRE TERRITORY**

Nothing new to report.

**IN THE MATTER OF THE ATTORNEY**

Richard Lorenz reported that there has been no formal application filed regarding the vacation of Circle Street. He also stated that, after review of state code, there can be no adverse possession privately, of public domain properties and there has been several residents voicing concerns about this request. He further stated that there is nothing for the town to act on at this time.

Next Mr. Lorenz said the town received notice of a tax sale on a piece of property in which the town has invested approximately \$9,000. Mr. Lorenz requested permission from the board to investigate either to redeem the property or to contact the tax sale buyer to assign rights to the town. He was instructed to go ahead with this investigation.

**IN THE MATTER OF OLD BUSINESS**

Cynthia Hyde volunteered to fill the vacant position on the Town Planning Commission until the time that an appropriate replacement can be named. The Board agreed to this recommendation.

**IN THE MATTER OF NEW BUSINESS**

Denise Shaw next reported that the Owen County Economic Corporation would probably be contacting the Board in the near future to participate in an executive closed-door session toward the end of the month. She tentatively is penciling it in on February 27<sup>th</sup>, but will notify the town when it is solidified. Ms. Shaw elaborated on the time line moving forward on this confidential project, and expressed confidence that it will turn out favorably for the Town of Spencer and Owen County. The project in question, will be decided by the end of March, according to Richard Lorenz, at which time it will be necessary to create an interlocal agreement with the county.

Cynthia Hyde next asked for authorization to sign documents related to the Stellar Communities program through the Indiana Office of Community & Rural Affairs.

**Dean Bruce made a motion to authorize Cynthia Hyde to sign the documents related to the Stellar Communities Grant on behalf of the Town of Spencer. The motion was seconded by Jon Stantz and passed 3-0.**

**IN THE MATTER OF CLAIMS**

**Jon Stantz motioned to accept claims as presented, seconded by Dean Bruce and the motion passed 3-0.**

**IN THE MATTER OF ADJOURNMENT**

**Jon Stantz motioned to adjourn at 8:50 p.m. seconded by Cynthia Hyde and the motion passed 3-0.**

_____ Cynthia Hyde, President	_____ Jon Stantz, Vice-President	_____ Dean Bruce, Board Member
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Attest: \_\_\_\_\_  
Cheryl Moke, Clerk-Treasurer